IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No.: 10/790,164 Art Unit: 3728

Applicant: Saunders N. Whittlesey Examiner: PATTERSON, MARIE D

Filed: March 1, 2004 Confirmation No.: 9996

For: SHOE WITH SENSORS, CONTROLLER Attorney Docket No.: S03-04

AND ACTIVE-RESPONSE ELEMENTS AND METHOD FOR USE THEREOF

DECLARATION OF DOUGLAS K. ROBINSON UNDER 37 C.F.R. § 1.131

Mail Stop Amendment

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

- I, Douglas K. Robinson, hereby declare that:
- 1. I am a U.S. citizen, and reside at 481 Fruit Street, Mansfield, MA 02048.
- 2. I am an inventor of the invention disclosed and claimed in the above-identified utility patent application.
- I am, and at the time of the invention I was, employed by the ACUSHNET COMPANY, 333 Bridge Street, Fairhaven, Massachusetts 02719, the Assignee of record of the entire right, title and interest in the invention.
- 4. This declaration is filed to show that prior to March 10, 2003, I conceived the subject matter of the claimed invention and constructively reduced the invention to practice upon filing the above-identified patent application.

Appl No.: 10/790,164 TC/A U:: 3728 Docket No.: S03-04 Reply to Office Action of Senember 12, 2006

- 5. Attached hereto is Exhibit A. Exhibit A is a copy of the laboratory notebook pages demonstrating prior conception of the claimed invention. For example, the concept of the shoe claimed herein is described in the laboratory pages. Specifically, the pages detail the concept of a "smart shoe" that remains flexible when walking but senses torsional forces during a golf swing and stiffens the lateral midsole of the shoe for stability, where the shoe uses piezoelectric technology. Certain information has been reducted in accordance with standard practice. However, all reducted dates are prior to March 10, 2003.
- I have reviewed the document of Exhibit A. Although the dates of Exhibit A have been reducted, the dates are all prior to March 10, 2003.

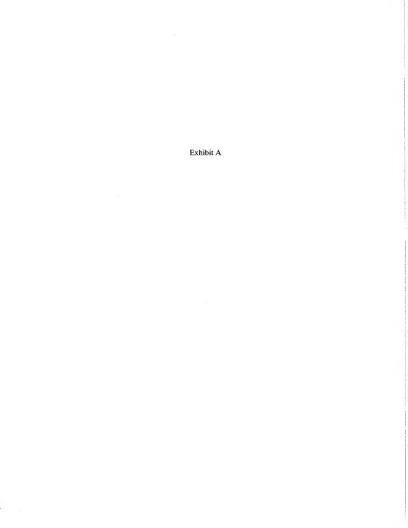
I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

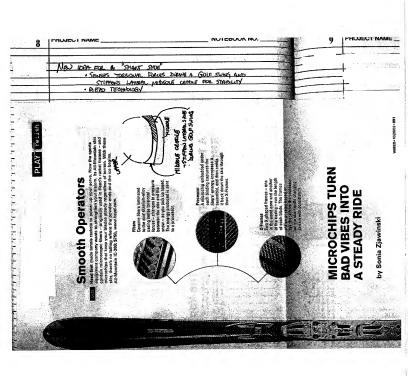
Respectfully submitted.

Date: FEB. 9, 2007

Douglas K. ROBINSON

Attachment





1		
	11	PROJECT NAME NOTEBOOK NO
F		
		U. MA53.
9		1 NEW CONFERT: GOLF SHOE THAT PRIMES TO GOLFRES SLINGING
		TO CRATTE FIRMER LANGER PLATFORM
		USE PLEZO BUSCIPIC TRUMOUSTY
		- COW ASSIST IS ASSIST
19		

,	30	PROJECT NAME NOTEBOOK NO
		ATMONERO CHEMATRICS, IU.
		Meeting with Richard Bo" (205, President and French Mothemaria), St. Scientiff ACT French in Languer Bus, NT (Also Present De. Harry, Sanot Namineson
		Acquerter - NAME TO BE FITTED TO FIRM SUPPORT FRAME WORKINGS AND
	<u> </u>	NEWD TO DETECTION VALUE (IN 1/2) OF ASSOCIO FRASE AMALIOT, PROT.
1		WIG BENEVED OUR CONCEPT FOR A SHAME GOLF SHOE THAT HOULD BONDHAN SUPT AND PLEXIBLE WITHOU WILL ME BUT FIRMS UP ON THE LATERAL SIDE OF BOOK SIDE DURING THE GOLF SWING.
		ACT PRIBARD THER PRODUCTS, QUILLETIN IN HOMO TOWNS PACKET AND 341. THE PREPARABLE MADE COMPOSITIES DEFOR STIFFFIGURE
<u> </u>		REALISATION THAT ARE CONTROLLED BY ELECTROLIS.